

# FEDERAL ELECTION COMMISSION Washington DC 20463

THIS IS THE BEGINN	NG OF ADMINISTRATIVE FINE CASE #_	2522
DATE SCANNED	10/4/12	
SCANNER NO.		
SCAN OPERATOR	cs.c	

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2012 NAY 22 P 3= 11

May 22, 2012

#### **MEMORANDUM**

SENSITIVE

TO:

The Commission

THROUGH:

Alec Palmer

Staff Director

FROM:

Patricia Carmona

**Chief Compliance Officer** 

Debbie Chacona MASSISTANT Staff Director
Reports Analysis Division

BY:

Jodi Winship/Sari Pickerall/David Garr

Compliance Branch

SUBJECT:

Reason To Believe Recommendation - 2012 April Quarterly Report for the

Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2012 April Quarterly Report in accordance with 2 U.S.C. 434(a). The 2012 April Quarterly Report was due on April 15, 2012.

The committees listed in the attached RTB Circulation Report either failed to file the report, or filed the report no more than thirty (30) days after the due date (considered a late filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

#### Recommendation

- 1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
- 2. Send the appropriate letters.

Federal Election Commission
Reason to Believe Circulation Report
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H\_S\_P\_UNAUTH

RTB Penalty	
LOA	
Days Late	
Receipt Date	
٨	
Threshold	
Treasurer	
Candidate Name	
Committee Name	
Committee	₽
AF#	
Ľ	

\$155	026.68		\$595	\$3,850	
\$11,631	\$73 176 (est)		\$32,555	\$87,138 (est)	
6			_	Not Filed	
0 4/24/2012			4/22/2012		
•	-	,	က	0	1
\$102,427	207.090		\$119,840	\$261,413	
HOWARD KENTON HILL	TERRY	MCDONALD	TODD SINGER \$119,840	ERIC MARTIN \$261,413	
HILL, BRIAN KEITH	GOFHRING BRAD	- ]		WILLIAMS, MICHAEL J	•
BRIAN K HILL FOR US	2517 COMERCE COEHBING FOR CONGRESS	I DECOTABLANDARY OF	NDIANA	MIKE WILLIAMS FOR	CONGRESS
2515   C00486829	C10483059		2518 C00426320	2519 C00497198	
2515	25.17		2518	2519	

2522         C00497412         OUR VOICE PAC         ROBERT FEE         \$178,903         0         4/30/2012         15           2523         C00368415         PLUMBERS & STEAMFITTERS         MICHAEL W. B.138,186         0         4/25/2012         10           2524         C00491506         WARD AND SMITH, P.A. COMMITTEE         NORMENT         \$147,850         0         5/3/2012         18	\$42,596 \$500	\$35,661 \$400	\$44,750 \$560
LOCAL 22 PAC MICHAEL W. \$138,186 0  WARD AND SMITH, P.A. JAMES W. \$147,850 0	15	10	18
LOCAL 22 PAC MICHAEL W.  WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE	4/30/2012	4/25/2012	5/3/2012
LOCAL 22 PAC MICHAEL W.  WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE	0	0	0
OUR VOICE PAC  LUMBERS & STEAMFITTERS  LOCAL 22 PAC INC  WARD AND SMITH, P.A.  POLITICAL ACTION  COMMITTEE			\$147,850
2522 C00497412 OUR VOICE PAC 2523 C00368415 LOCAL 22 PAC INC 2524 C00491506 POLITICAL ACTION COMMITTEE	ROBERT FEE	MICHAEL W. MCNALLY	JAMES W. NORMENT
2522 C00497412 2523 C00368415 2524 C00491506	. '	PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC	WARD AND SMITH, P.A. POLITICAL ACTION
2522 2523 2524	C00497412	C00368415	C00491506
	2522	2523	2524

# BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of  Reason To Believe Recommendation - 2012  April Quarterly Report for the  Administrative Fine Program:	)))	
BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer;	)	AF# 2515
GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer; LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer; MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer;	)	AF# 2517 AF# 2518 AF# 2519
OUR VOICE PAC, and FEE, ROBERT as treasurer; PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer; WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer;	) ) ) ) ) )	AF# 2522 AF# 2523 AF# 2524

#### **CERTIFICATION**

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election

Commission, do hereby certify that on May 23, 2012 the Commission took the

following actions on the Reason To Believe Recommendation - 2012 April Quarterly

Report for the Administrative Fine Program as recommended in the Reports Analysis

Division's Memorandum dated May 22, 2012, on the following committees:

AF#2515 Decided by a vote of 6-0 to: (1) find reason to believe that BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2517 Decided by a vote of 6-0 to: (1) find reason to believe that GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount

Federal Election Commission Certification for Administrative Fines May 23, 2012

indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraab voted affirmatively for the decision.

AF#2518 Decided by a vote of 6-0 to: (1) find reason to believe that LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2519 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hanter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2522 Decided by a vote of 6-0 to: (1) find reason to believe that OUR VOICE PAC, and FEE, ROBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintmanb voted affirmatively for the decision.

AF#2523 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2524 Decided by a vote of 6-0 to: (1) find reason to believe that WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil

.2092681112

money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, MoGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

hawn Woodhead Werth

Secretary and Clerk of the Commission



May 24, 2012

Robert Fee, in official capacity as Treasurer Our Voice PAC P.O. Box 8262 Reno, NV 89507

C00497412 AF#: 2522

Dear Mr. Fee:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through March 31, 2012, shall be filed no later than April 15, 2012. 2 U.S.C. 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on April 30, 2012, fifteen (15) days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On May 23, 2012, the FEC found that there is reason to believe ("RTB") that Our Voice PAC and you, in your official capacity as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before April 15, 2012. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$500. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <a href="http://www.fec.gov/af/af.shtml">http://www.fec.gov/af/af.shtml</a>. 11 CFR § 111.34. Your payment of \$500 is due within forty (40) days of the finding, or by July 2, 2012, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive

Level of Activity: \$42,596 Number of Days Late: 15

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

### 1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office uf Administrative Review, 999 E Street,

NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or July 2, 2012. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strengly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. Id. Examples of circumstances that will be considered reasonably unforeseen and depend your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnal and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## 2. If You Choose Not to Pny the Civil Money Ponalty and Not to Submit a Challenge

If you do not pay the calculated givil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Our Voice PAC and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 et seq. The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

## 3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <a href="http://www.fec.gov/af/af.shtml">http://www.fec.gov/af/af.shtml</a>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Carl

Caroline C. Hunter

Chair

#### ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$500 for the 2012 April Ouarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

**Federal Election Commission** P.O. Box 979058 St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox

FEC #979058

1005 Convention Plaza

Attn: Government Lockbox, SL-MO-C2GL

St. Louis, MO 63101

The remittance and your payment are due by July 2, 2012. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

#### PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

#### PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR FAYMENT

FOR: Our Voice PAC

FEC ID#: C00497412

AF#: 2522

PAYMENT DUE DATE: July 2, 2012

PAYMENT AMOUNT DUE: \$500





2012 AUG 16 PM 1:35

SENSITIVE

August 16, 2012

#### **MEMORANDUM**

TO:

The Commission

THROUGH:

Alec Palmer

Staff Director

FROM:

Patricia C. Orrock PCC

**Chief Compliance Officer** 

Debbie Chacona AC
Assistant Staff Director
Reports Analysis Division

BY:

woodi Winship/Sani Pickemll

Compliance Branch

SUBJECT:

Administrative Fine Program - Final Determination Recommendation for the

2012 April Quarterly Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2012 April Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, three (3) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, one (1) committee will be assessed a civil reoney penalty at Final Determination (FD) that has been reduced since the

RTB finding, and two (2) committees will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Goehring for Congress (AF 2517) disclosed a level of activity after the RTB finding and disclosed no activity (previously estimated to be \$73,176), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mike Williams for Congress (AF 2519) disclosed a level of activity after the RTB finding and disclosed no activity (previously estimated to be \$87,138), which would result in no civil money penalty (fine previously assessed to be \$3,850).

#### **RAD Recommendation**

- (1) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (2) Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
- (3) Send the appropriate letters.

Federal Election Commission
FD Circulation Report Fine Paid
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H\_S\_P\_UNAUTH

								ŀ		- No.	Piecel Menes.	Date Date	Amount
AF#	Committee Name	Candidate Name Committee	Committee	Tressurer	Receipt Date	Days Late	<u></u>		KIN CATA	Kilis Penality	Receipt Date Days Late LOA PV KIB Date KIB Fenally Final Money Court and		Paid
			0					T				0,000000	9166
2515	BRIAN	HILL, BRIAN KEITH   C00486829   H	C00486829	HOWARD KENTON HILL 04/24/2012	04/24/2012	<b>o</b>	511,631	0	\$11,631 0 05/23/2012	\$155	\$155	7102/62/90	6016
	SENATE							l				0700007100	9000
9848	<b>LIBERT</b>		C00426320	TODD SINGER	04/22/2012	۷	\$32,555	<u>ო</u>	05/23/2012	2282	0608	2102/81/20	2030
3	INDIANA			l		ļ	992 599	ļ	AE17277045	SEC.	6500	08/20/2012	\$500
2522	ē		C00497412	ROBERT FEE	04/30/2012	C	200,000	,	עשבשבטוב	3			
					0,000	•	69E 684	•	050220012	200	2400	05/29/2012	\$400
2523	STEAMFITTERS LOCAL 22		C00368415	MICHAEL W. MCNALLT 04/25/2012	7102/27/50	2	00,00	>	7,0750	}			
_	PAC INC							T					
	WARD AND SMITH, P.A.			THUMBON THUMBON	01000000	ā	644 750	<u> </u>	05032012	8560	\$560	08/04/2012	\$560
2524	POLITICAL ACTION		C00491505	JAMES W. NORMEN!	חשמשמחבח		}	,					
_	COMMITTEE							1					

Federal Election Commission
FD Circulation Report Fine Not Paid
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H\_S\_P\_UNAUTH

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=	
NONE	NONE
80 S	282
\$2,970	\$3,850
05/23/2012	0 05/23/2012 \$3,850
0	0
<b>0\$</b>	0\$
Not Filed	Not Filed
_	
TERRY MCDONALD	ERIC MARTIN
C00463059	C00497198
GOEHRING, BRAD	WILLIAMS, MICHAEL J C00497198
2517 GOEHRING FOR CONGRESS	MIKE WILLIAMS FOR
	GOEHRING, BRAD   C00463059   TERRY MCDONALD   Not Filed \$0 0 052322012   \$2,970   85

# BEFORE THE FEDERAL ELECTION COMMISSION

Administrative Fine Program - Final Determination Recommendation for the 2012 April Quarterly Report:	)	
BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer;	<u>)</u>	AF# 2515
GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer; LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer; MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer;	)	AF# 2517 AF# 2518 AF# 2519
OUR VOICE PAC, and FEE, ROBERT as treasurer; PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer; WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer;	)	AF# 2522 AF# 2523 AF# 2524

#### **CERTIFICATION**

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election

Commission, do hereby certify that on August 17, 2012 the Commission took the

following actions on the Administrative Fine Program - Final Determination

Recommendation for the 2012 April Quarterly Report as recommended in the Reports

Analysis Division's Memorandum dated August 16, 2012, on the following

committees:

AF#2515 Decided by a vote of 6-0 to: (1) make a final determination that BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2517 Decided by a vote of 6-0 to: (1) make a final determination that GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2518 Decided by a vote of 6-0 to: (1) make a final determination that LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2519 Decided by a vote of 6-0 to: (1) make a final determination that MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahri II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2522 Decided by a vote of 6-0 to: (1) make a final determination that OUR VOICE PAC, and FBE, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2523 Decided by a vote of 6-9 to: (1) make a final determination that PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2524 Decided by a vote of 6-0 to: (1) make a final determination that WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

2092681124

Attest:

Shawn Woodhead Werth

Secretary and Clerk of the Commission



August 20, 2012

Robert Fee, in official capacity as Treasurer Our Voice PAC P.O. Box 8262 Reno, NV 89507

C00497412 AF#: 2522

Dear Mr. Fee:

On May 23, 2012, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Our Voice PAC and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2012 April Quarterly Report. By letter dated May 24, 2012, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$500 in accordance with the schedule of penalties at 11 CFR § 111.43.

On June 20, 2012, the FEC received payment of the civil money penalty calculated at the RTB stage. The FEC made a final determination on August 17, 2012 that you, in your official capacity as treasurer, and Our Voice PAC violated 2 U.S.C. § 434(a), assessed a civil money penalty in the amount of \$500 in accordance with 11 CFR § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 CFR § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt preas 5) or (202) 694-1130.

On behalf of the Commission,

Caroni C. Hunter

Caroline C. Hunter

Chair

US bancorp

FOR: Our Voice PAC

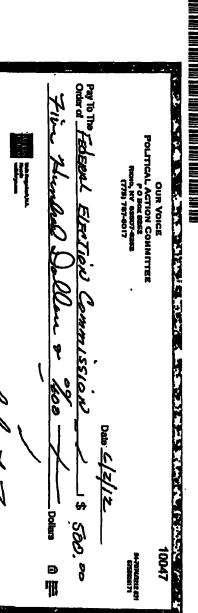
FEC ID#: C00497412

AF#: 2522

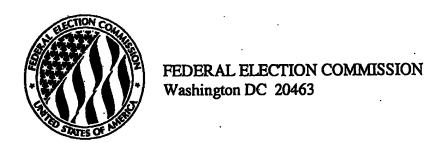
PAYMENT DUE DATE: July 2, 2012

PAYMENT AMOUNT DUE: \$500

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058 SEQ# 001 \$ 0000050000 BA# 1 06-20-12 20 4



AND THE PARTY OF THE PARTY.



THIS IS THE END OF	ADMINISTRATIVE FINE C	ASE # 2522
DATE SCANNED	10/4/12	
SCANNER NO.		
SCAN OPERATOR	223	

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